

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### In re Application of:

Dionne et al.

Serial No.: 10/814,801

**Filed:** March 31, 2004

For: OSMOTIC PUMP WITH MEANS

FOR DISSIPATING INTERNAL

**PRESSURE** 

Confirmation No.: 4974

Examiner: S. Kennedy

**Group Art Unit: 3767** 

Attorney Docket No.: 3139-6349.1US

(ALZ5018/2697)

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# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. Copies of any cited foreign patents, publications, or pending unpublished U.S. applications are enclosed pursuant to 37 C.F.R. § 1.98(a)(2).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

## **U.S.** Patent Documents

U.S. Patent No.	Publication Date	<u>Patentee</u>
US - 4,874,388	10/17/1989	Wong et al.
US - 5,308,348	05/03/1994	Balaban et al.
US - 6,132,420	10/17/2000	Dionne et al.
US - 6,508,808	01/21/2003	Carr et al.

### Foreign Patent Documents

Document No.	Publication Date	<u>Patentee</u>
WO 98/27962	07/02/1998	<b>ALZA Corporation</b>
WO 00/45790	08/10/2000	<b>ALZA Corporation</b>
WO 02/43800 A2	06/06/2002	<b>Durect Corporation</b>
WO 03/041684 A2	05/22/2003	<b>ALZA</b> Corporation
WO 03/041684 A3	05/22/2003	ALZA Corporation
WO 03/072113 A1	09/04/2003	Norbrook Laboratories Limited

### Other Documents

International Search Report, dated August 12, 2004 (4 pages).

International Search Report, dated November 12, 2004 (4 pages).

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is filed concurrently with a Request for Continued Examination (RCE) in the above-identified application, and therefore no additional fee is due.

Respectfully submitted,

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Date: June 20, 2006

ERC/dn:es

Enclosures: Form PTO/SB/08 (2 pages)

Copy of any cited Non-U.S. Patent Documents (8 documents)

Document in ProLaw

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Complete if Known			
Application Number	10/814,801		
Filing Date	March 31, 2004		
First Named Inventor	Dionne et al.		
Group Art Unit	3767		
Examiner Name	S. Kennedy		
Attorney Docket Number	3139-6349.1US (ALZ5018/2697)		

(use as many sheets as necessary)
Sheet 1 of 2

**U.S. PATENT DOCUMENTS** Name of Patentee or Applicant of Document Number Pages, Columns, Lines, Where Relevant Publication Date Cited Document MM-DD-YYYY Passages or Relevant Initials \* No.1 Number - Kind Code2 (if known) Figures Appear 10/17/1989 Wong et al. US- 4.874,388 05/03/1994 Balaban et al. US- 5.308,348 10/17/2000 Dionne et al. US-6,132,420 01/21/2003 Carr et al. US- 6,508,808 US-US-US-US-US-US-US-US-US-US-US-US-US-US-US-US-

Examiner Cite No.1	Cite	Foreign Patent Document	Publication Date MM-DD-YYYY	. ippiicum or onee	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵
	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)					
		WO 98/27962	07/02/1998	ALZA Corporation		
		WO 00/45790	08/10/2000	ALZA Corporation		
		WO 02/43800 A2	06/06/2002	Durect Corporation		
		WO 03/041684 A2	05/22/2003	ALZA Corporation		
		WO 03/041684 A3	05/22/2003	ALZA Corporation		
	•	WO 03/072113 A1	09/04/2003	Norbrook Laboratories Limited		

	Date Considered	Examiner Signature
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08B(10-03)

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Substitute for form 1449A/PTO Complete if Known 10/814,801 Application Number INFORMATION DISCLOSURE March 31, 2004 Filing Date STATEMENT BY APPLICANT First Named Inventor Dionne et al. Group Art Unit 3767 S. Kennedy (use as many sheets as necessary) **Examiner Name** 3139-6349 IUS (ALZ5018/2697) Attorney Docket Number

	NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
		International Search Report, dated August 12, 2004 (4 pages).		
		International Search Report, dated November 12, 2004 (4 pages).		
		·		

Examiner	Date	
Signature	Considered	

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.